IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

APPEAL NO. 905 OF 1999

IN

SUIT NO. 3897 OF 1993

M/s Mahalaxmi Milling Corporation
and Ors. .. Appellants

V/s

State Bank of Bikaner & Jaipur .. Respondents

Mr.N.C. Parikh i/b Mansukhlal Hiralal & Co. for the Appellants.

CORAM : R.M.S. KHANDEPARKAR &
D.G. KARNIK, JJ.

DATE : 29TH MARCH 2007

P.C. :

1. The learned advocate for the Appellants states that the parties have already settled the matter and all the dues have been paid. The Receiver appointed under the decree is to give discharge and consequently an order is required to be passed.

2. Since the parties have amicably settled the matter and decree has been satisfied, nothing survives in the appeal and the same is accordingly allowed to be

withdrawn being infructuous.

3. As regards the discharge of the Receiver, liberty to the Appellants to move before the learned Single Judge for appropriate orders.

4. The appeal is accordingly disposed of as withdrawn with no order as to costs.

(R.M.S. KHANDEPARKAR, J.)

(D.G. KARNIK, J.)